

09/692,402

467X-1CA

REMARKS

Claims 23-28, 30-44 are currently pending in the subject application and are presently under consideration. Claims 32, 39, and 42 have been amended herein. Claim 36 has been cancelled and rewritten as new claim 45. Claims 23-28, 30, 31, 33-35, 37, 38, 40 and 41 are allowed. Favorable reconsideration is respectfully requested in view of the comments and amendments herein.

I. Objection to Claim 31 Under 37 C.F.R. §1.75(c)

Claim 31 is objected to under 35 C.F.R. §1.75(c) as being of improper dependent form for failing to further limit the subject matter of a previous claim. Applicants' representative respectfully requests that Examiner withdraw the objection for the following reasons.

Claim 31 further limits the subject matter of independent claim 23 by "...automatically associating the user data file with a predetermined e-mail address..." Hence, it is respectfully requested that this objection be withdrawn.

II. Objection to Claims 41-42

Claims 41-42 are objected to because of the following informalities:

Specifically, system of line 1 is actually a shopping facility of claim 40 that the claims are directed to. Applicants' representative respectfully requests that Examiner withdraw the objection for the following reasons. Claims 41 and 42 have been amended to correct the informality. Thus, this objection should be withdrawn.

III. Objection to Claims 32, 36, 39, 42

Claims 32, 36, 39, and 42 are objected to because of the following informalities:

Specifically, it is unclear how the list of purchased items is obtained.

Applicants' representative respectfully requests that Examiner withdraw the objection for the following reasons.

Claim 32 has been amended to eliminate any reference to the list.

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Claim 36 has been canceled and rewritten as new claim 45 to more clearly emphasize the invention. Claim 45 recites in part the act of **“generating a list of the purchased items by scanning the one or more desired items placed in the container...”** to emphasize the origin of the list.

As amended, claim 39 recites in part that the **“list of previously purchased items is generated at the shopping facility based on purchase history of the user.”**

As amended, claim 42 recites in part that the **“list of previously purchased items is generated at the shopping facility based on purchase history of the customer.”**

In view of these amendments, Applicants' representative respectfully requests that these objections be withdrawn.

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CONCLUSION

The present application is believed to be in condition for allowance in view of the above comments and amendments. A prompt action to such end is earnestly solicited.

In the event any fees are due in connection with this document, the Commissioner is authorized to charge those fees to Deposit Account No. 50-1063.

Should the Examiner believe a telephone interview would be helpful to expedite favorable prosecution, the Examiner is invited to contact applicant's undersigned representative at the telephone number listed below.

Respectfully submitted,
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